



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
THE PROCTER AND GAMBLE COMPANY,

Plaintiff,

-against-

PLAYTEX PRODUCTS, INC.,

Defendant.  
-----X

08 Civ. 1532 (WHP)

SCHEDULING ORDER

WILLIAM H. PAULEY III, District Judge:

Counsel having appeared before the Court for An initial pretrial conference on April 1, 2008, the following schedule is established on consent of the parties:

1. Plaintiff shall serve and file its motion for summary judgment concerning its res judicata claim by May 1, 2008;
2. Defendant shall serve and file its opposition to the motion by June 2, 2008;
3. Plaintiff shall serve and file any reply by June 17, 2008; and
4. Oral argument shall take place July 11, 2008 at 11:00 a.m.

Discovery on Plaintiff's Lanham Act claims is stayed pending resolution of Plaintiff's motion.

Dated: April 2, 2008  
New York, New York

SO ORDERED:

  
WILLIAM H. PAULEY III  
U.S.D.J.

*Counsel of record:*

Harold P. Weinberger, Esq.  
Kramer Levin Naftalis & Frankel LLP  
1177 Avenue of the Americas  
New York, NY 10036  
*Counsel for Plaintiff*

Matthew Lehr, Esq.  
Davis Polk & Wardwell  
1600 El Camino Real  
Menlo, CA 94025  
*Counsel for Defendant*